

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.8488_2002

Dated:20.09.2006

Between

1.Sri Raghavendra Swamy Mutt,
Mantralyam, and others.

.....Petitioners

and

1.The Govt. of Andhra Pradesh
rep., by Secretary, Irrigation Department
of Irrigation and command Area Development
(IR & V-3),Secretariat Buildings
Hyderabad and others.

...Respondents

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.8488 of 2002

ORDER:

This writ petition is filed seeking a Mandamus to declare the action of the 1st respondent in issuing G.O.Ms.No.521, dated 13.2.2002, fixing instalments for payment of compensation awarded in O.P.No.231 of 1989 and batch for the lands acquired in Chintareddypally village, Narva Mandal, Mahabubnagar District, as arbitrary and illegal.

While admitting the writ petition, interim suspension of the G.O.Ms.No.521 dated 13.2.2002 was granted and the same is continuing till date.

However, the learned Government Pleader, on instructions, submits that payment of compensation amounts to the credit of O.P.231 of 1989 in four instalments, as contemplated in the impugned G.O has already been complied with and

that two instalemnts were paid earlier and another two instalments were paid on 18.9.2006 and they are lying to the credit of OP No.231 of 1989 on the file of the Senior Civil Judge, Gadwal.

Due to efflux of time and also having regard to the fact that the respondents have already deposited the four instalments as contemplated in the G.O, the only direction that requires to be given to the respondents is to calculate the interest accrued thereon from the date of G.O till the date of realization, and deposit the same within a period of four weeks, as per law. On such deposit, the petitioners are entitled to withdraw the same. However, this will not preclude the petitioners from filing any EP etc., as to the difference of amount of compensation or interest on solatium accrued thereon.

With the above direction, the writ petition is disposed of. No costs.

20-09-2006

Note:
Issue CC by three days.

(B.O)
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